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FOR

The better securing of the Tenant Right Custom in the Province of Ulster. A.D. 1880.

WHEREAS it is expedient to secure more effectually the usages prevalent in the province of Ulster which are known and included under the denomination of the Ulster tenant right custom, and the legality of which was established by the Landlord and Tenant (Ireland) Act, 1870:

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

- 10 1. Whenever in any district of the province of Ulster in which the Ulster tenant right custom prevails, a land claim affecting an agricultural or pastoral holding, or a holding partly agricultural and partly pastoral, situate within such district, shall be brought before the court appointed to hear and determine land
- 15 claims, the court shall assume that the estate of which such holding forms a part has been and still continues to be subject to the Ulster tenant right custom, unless the owner or owners thereof shall prove that such estate has not, at any time within *forty years* next previous to the enactment of the Landlord and Tenant
- 20 (Ireland) Act, 1870, been subject to said Ulster tenant right custom, or unless the said owner or owners shall prove that the tenant right of such holding has been purchased or acquired by said owner or owners, or his or their predecessor or predecessors in title.
- 25 2. Whenever on the hearing of any such land claim it shall have been either proved or admitted that the Ulster tenant right custom prevails upon any particular estate situate in the province of Ulster, and that such custom has been subjected on said estate to any so-called "estate office rule" fixing an arbitrary price per
- 30 acre, or a certain determined number of years purchase, to be paid to an outgoing tenant on such estate for the tenant right of his
- [Bill 8.]

Assumption by court of Ulster tenant right custom.

In case of "estate office rule."

A.D. 1880. holding, such so-called "estate office rule" shall not debar any outgoing tenant or occupier of any holding on such estate from receiving, on the termination of his occupancy of such holding, the full amount which his tenant right would be worth if no such estate office rule were in existence on such estate.

In case of
termination
of leases in
Ulster.

3. Whenever a lease of any holding forming part of any estate situate in the province of Ulster, upon which estate the Ulster tenant right shall have been proved or admitted to prevail, shall terminate, the person or persons beneficially entitled to said lease shall, on its termination, be entitled to the same rights and privileges in respect to said holding under this Act and under the Landlord and Tenant (Ireland) Act, 1870, as if he or they were in the position of a tenant at will or a tenant from year to year on said estate.

Construction
of Act.

4. This Act shall, so far as is consistent with the provisions thereof, be construed as one with the Landlord and Tenant (Ireland) Act, 1870, and may be cited for all purposes as the Tenant Right (Ulster) Act, 1880.

Extent of
Act.

5. This Act shall apply to Ireland only.

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Ulster.

*(Prepared and brought in by
Mr. Stansfeld and Mr. Charles Lewis.)*

*Ordered by The House of Commons, to be Printed,
2 February 1880.*

[1880 c.]

Order 1. 44.